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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Andy H. Levine, John F. Cvinar and John C. Meade

Application No.: 10/811,293 Group Art Unit: 3763

Filed: March 26, 2004 Examiner: Unknown

Confirmation No.: 8260

Title: ANTI-OBESITY DEVICES

CERTIFICATE OF MAILING OR TRANSMISSION	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or is being facsimile transmitted to the United States Patent and Trademark Office on:	
2/7/06	Signature
Date	Margaret A. Norcott
Margaret A. Norcott	
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SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This Information Disclosure Statement is submitted:

under 37 CFR 1.129(a), or
(First/Second submission after Final Rejection)

under 37 CFR 1.97(b), or
(Within any one of the following time periods: three months of filing national application (other than a CPA) or date of entry of the national stage in an international application; or before the mailing date of a first office action on the merits in a non-provisional application, including a CPA, or a Request for Continued Examination).

under 37 CFR 1.97(c) together with either:
 a Statement under 37 CFR 1.97(e), as checked below, or
 a \$180.00 fee under 37 CFR 1.17(p), or
(After the 37 CFR 1.97(b) time period, but before final action or notice of allowance, whichever occurs first)

under 37 CFR 1.97(d) together with:
 a Statement under 37 CFR 1.97(e), as checked below, and
 a \$180.00 fee under 37 CFR 1.17(p), or
(Filed after final action or notice of allowance, whichever occurs first, but on or before payment of the issue fee)

under 37 CFR 1.97(i):
Applicant requests that the IDS and cited reference(s) be placed in the application file.
(Filed after payment of issue fee)

Statement Under 37 CFR 1.97(e)

- [] Each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement; or
- [] No item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned, after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

Statement Under 37 CFR 1.704(d) (Patent Term Adjustment)

Applies to original applications (other than design) filed on or after May 29, 2000

- [] Each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application and this communication was not received by any individual designated in § 1.56(c) more than thirty days prior to the filing of the Information Disclosure Statement.

[X] Enclosed herewith is form PTO-1449:

[X] Copies of the cited references are enclosed.

[X] Copies of issued U.S. patents and published U.S. applications are not required and are not being provided.

[] Copies of the cited references are enclosed except those entered in prior application, U.S. Application No. [], to which priority under 35 U.S.C. 120 is claimed. [The earlier application contains copies of the cited references.]

[] The listed references were cited in the enclosed International Search Report in a counterpart foreign application.

[] The "concise explanation" requirement (non-English references) for reference(s) [] under 37 CFR 1.98(a)(3) is satisfied by:

[] the explanation provided on the attached sheet.

[] the explanation provided in the Specification.

[] submission of the enclosed International Search Report.

[] submission of the enclosed English-language version of a foreign Search Report and/or foreign Office Action.

[] the enclosed English language abstract.

[] Applicant requests that the following non-published pending applications be considered:
(Affix a label or apply the stamp "Non-Published IDS Reference - Do Not Scan" to the front of each unpublished pending appl'n.)

Examiner's
Initials

____ U.S. Patent Application No. [], by [inventor(s)], filed [], Docket No.: []
____ U.S. Patent Application No. [], by [inventor(s)], filed [], Docket No.: []
____ U.S. Patent Application No. [], by [inventor(s)], filed [], Docket No.: []

Examiner

Date

[] A copy of each above-cited application, including the current claims, is enclosed, except any application filed on or after June 30, 2003, which has been scanned into the PTO's Image File Wrapper (IFW) system and is available to the examiner.

[] A copy of each above-cited application, including the current claims, is enclosed, except those entered in prior application, U.S. Application No. [], to which priority under 35 U.S.C. 120 is claimed.

The Examiner is requested to return a copy of the above list of pending applications indicating which references were considered with the next office communication.

It is requested that the information disclosed herein be made of record in this application.

Method of payment:

[] A check for the fee noted above is enclosed, or the fee has been included in the check with the accompanying Reply. A copy of this Statement is enclosed.

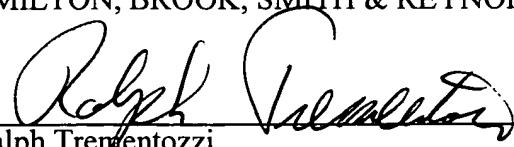
[] Please charge Deposit Account 08-0380 in the amount of \$[]. A copy of this Statement is enclosed.

[X] Please charge any deficiency in fees and credit any overpayment to Deposit Account 08-0380.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By


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Concord, MA 01742-9133
Dated: 2/7/2006

PTO-1449 REPRODUCED

ATTORNEY DOCKET NO.
2814.2008-001APPLICATION NO.
10/811,293FIRST NAMED INVENTOR
Andy H. LevineFILING DATE
03/26/2004EXAMINER
Not assignedCONFIRMATION NO.
8260GROUP
3763INFORMATION DISCLOSURE STATEMENT
IN AN APPLICATION

February 6, 2006

(Use several sheets if necessary)

U.S. PATENT DOCUMENTS

EXAMINER INITIAL	REF. NO.	DOCUMENT NUMBER Number-Kind Code (if known)	ISSUE DATE / PUBLICATION DATE MM-DD-YYYY	NAME OF PATENTEE OR APPLICANT OF CITED DOCUMENT
	AI12	4,246,893	01/27/1981	Berson
	AJ12	4,271,827	06/09/1981	Angelchik
	AK12	4,617,932	10/21/1986	Kornberg
	AA13	4,905,693	03/06/1990	Ravo
	AB13	4,913,141	04/03/1990	Hillstead
	AC13	5,104,399	04/14/1992	Lazarus
	AD13	5,290,294	03/01/1994	Cox et al.
	AE13	5,322,501	06/21/1994	Mahmud-Durrani
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	AH13	5,480,423	01/02/1996	Ravenscroft et al.
	AI13	5,690,642	11/25/1997	Osborne et al.
	AJ13	5,713,948	02/03/1998	Uflacker
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	AA14	5,776,186	07/07/1998	Uflacker
	AB14	5,830,229	11/03/1998	Konya et al.
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	AD14	5,919,233	07/06/1999	Knopf et al.
	AE14	5,964,771	12/12/1999	Beyar et al.
	AF14	6,241,757 B1	06/05/2001	An et al.
	AG14	6,251,064 B1	06/26/2001	Silverman et al.
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	AI14	6,302,891 B1	10/16/2001	Nadal
	AJ14	6,356,782 B1	03/12/2002	Sirimanne et al.
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	AA15	6,428,558 B1	08/06/2002	Jones et al.

EXAMINER

DATE CONSIDERED

PTO-1449 REPRODUCED		ATTORNEY DOCKET NO. 2814.2008-001	APPLICATION NO. 10/811,293
INFORMATION DISCLOSURE STATEMENT IN AN APPLICATION		FIRST NAMED INVENTOR Andy H. Levine	FILING DATE 03/26/2004
February 6, 2006 (Use several sheets if necessary)		EXAMINER Not assigned	CONFIRMATION NO. 8260
			GROUP 3763

U.S. PATENT DOCUMENTS				
EXAM- INER INITIAL	REF. NO.	DOCUMENT NUMBER Number-Kind Code (if known)	ISSUE DATE / PUBLICATION DATE MM-DD-YYYY	NAME OF PATENTEE OR APPLICANT OF CITED DOCUMENT
	AB15	6,485,515 B2	11/26/2002	Strecker
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	AB16	2002/0147489 A1	10/10/2002	Hong et al.
	AC16	2002/0188344 A1	12/12/2002	Bolea et al.
	AD16	2003/0032941 A1	02/13/2003	Boyle et al.
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	AF16	2004/0037865 A1	02/26/2004	Miller
	AG16	2004/0082963 A1	04/29/2004	Gannoe et al.
	AH16	2004/0092974 A1	05/13/2004	Gannoe et al.
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	AA17	2004/0181242 A1	09/16/2004	Stack et al.
	AB17	2004/0210243 A1	10/12/2004	Gannoe et al.
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	AE17	2005/0043601 A1	02/24/2005	Kilcoyne et al.
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	AG17	2005/0049718 A1	03/03/2005	Dann et al.

EXAMINER	DATE CONSIDERED
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PTO-1449 REPRODUCED

INFORMATION DISCLOSURE STATEMENT IN AN APPLICATION

February 6, 2006

(Use several sheets if necessary)

ATTORNEY DOCKET NO.
2814.2008-001

FIRST NAMED INVENTOR
Andy H. Levine

EXAMINER
Not assigned

APPLICATION NO.
10/811,293

FILING DATE
03/26/2004

IRMATION NO. 3763

U.S. PATENT DOCUMENTS

EXAMINER

DATE CONSIDERED

PTO-1449 REPRODUCED INFORMATION DISCLOSURE STATEMENT IN AN APPLICATION February 7, 2006 (Use several sheets if necessary)		ATTORNEY DOCKET NO. 2814.2008-001	APPLICATION NO. 10/811,293
		FIRST NAMED INVENTOR Andy H. Levine	FILING DATE 03/26/2004
		EXAMINER Not assigned	CONFIRMATION NO. 8260
			GROUP 3763

FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER Country Code-Number-Kind Code (if known)	DATE MM-DD-YYYY	NAME OF PATENTEE OR APPLICANT OF CITED DOCUMENT	TRANSLATION YES NO
AO4	EP 0 506 918 B1	01/03/1996	Song, Ho Young	
AP4	EP 0 857 471 A2	08/12/1998	Solco Surgical Instruments Co. Ltd.	
AQ4	EP 1 481 649 A1	12/01/2004	Taewoong Medical Co. Ltd.	
AL5	WO 92/06734 A1	04/30/1992	Song, Ho Young	
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AN5	WO 01/12256 A1	02/22/2001	Shin et al.	
AO5	WO 01/35861 A1	05/25/2001	Vogel et al.	
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AL6	WO 03/086246 A1	10/23/2003	Stack et al.	
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AL7	WO 2004/019765 A3	03/11/2004	Ganno et al.	
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AN7	WO 2004/037064 A2	05/06/2004	Ganno et al.	
AO7	WO 2004/037064 A3	05/06/2004	Ganno et al.	
AP7	WO 2004/064682 A1	08/05/2004	Taewoong Medical Co. Ltd.	
AQ7	WO 2004/069332 A1	08/19/2004	Enteromedics, Inc.	
AL8	WO 2004/073782 A1	09/02/2004	Taewoong Medical Co. Ltd.	
AM8	WO 2004/093639 A2	11/04/2004	Satiety, Inc.	
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AO8	WO 2005/011533A1	02/10/2005	Taewoong Medical Co. Ltd.	

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		GROUP 3763

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

EXAMINER	DATE CONSIDERED
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